

Service Date: December 30, 1992

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

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IN THE MATTER Of The COMMISSION's)UTILITY DIVISION
Inquiry Into Assigning N11 Dialing)DOCKET NO. 92.9.54
Codes.)ORDER NO. 5682
_____)

FINAL ORDER

Since September 8, 1992, the Commission has received three petitions for the allocation of N11 dialing codes. The three petitioners are INFODIAL, Inc., American Tele-Access, Inc., and Phoneformation, Inc.

On November 16, 1992, the Commission received a letter from INFODIAL, Inc. stating that American Tele-Access, Inc. and Phoneformation, Inc. have merged into INFODIAL, Inc. The letter also requested that the dockets for American Tele-Access and Phoneformation be consolidated into the docket for INFODIAL, Inc. At a regularly scheduled work session on September 29, 1992, the Commission opened the present docket to inquire into the nature of these "N11" filings.

The Commission received and reviewed comments to the following questions:

1)Is the assignment of the "N11" codes a federal or a state issue? Interested parties may want to summarize the status of the Federal Communication Commission's (FCC's) Docket No. 92-105. Should the Commission await FCC action before making any decision on these N11 petitions in Montana?

2)How have other states responded to similar N11 filings?

3)How should scarce resources such as N11 codes be allocated? For example, should these codes be assigned on a first-come, first-served basis, or should some other allocation method, if any, be used?

4)What procedural mechanisms should the Commission set up to best handle N11 petitions in order to take into account the statewide nature of the issue and to efficiently obtain necessary information? Should a hearing be required?

At a regularly scheduled work session on December 15, 1992, the Commission DENIED INFODIAL's petition for the allocation of N11 dialing codes. The Commission opposes the allocation of N11 service codes to information service providers at this time. The Commission recognizes the scarcity of N11 codes and the value of reserving these codes for public service uses. The Commission also acknowledges that the FCC is currently considering the use of N11 codes in a Rulemaking Docket, and that action by the FCC may be forthcoming.

DONE AT THE MONTANA PUBLIC SERVICE COMMISSION, Helena, Montana, this 15th day of December, 1992 by a 3 - 2 vote.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

DANNY OBERG, Chairman
Voted to Dissent

WALLACE W. "WALLY" MERCER, Vice Chairman

BOB ANDERSON, Commissioner
Voted to Dissent

JOHN B. DRISCOLL, Commissioner

TED C. MACY, Commissioner

ATTEST:

Kathlene M. Anderson
Commission Secretary

(SEAL)

NOTE: Any interested party may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.